

On motion by Mr. R. Dorsey, the question was put, That the further consideration of the said bill be referred to the next general assembly? Resolved in the affirmative.

The house according to the order of the day, proceeded to the second reading of the report of the committee on the petition of Christopher Hughes of the city of Baltimore, and after hearing counsel at the bar of the house, on behalf of the petitioner, on motion by Mr. Taney, the question was put, That the further consideration of the said report be postponed until Thursday next? Resolved in the affirmative:

According to the order of the day, the house proceeded to the second reading of the bill, entitled, An act to establish county schools. On motion by Mr. Hands, the word "together" was stricken out of the first section of the bill.

Mr. Sellman moved to strike out the whole of the bill for the purpose of inserting the following in lieu thereof: "Be it enacted by the General Assembly of Maryland, That the treasurer of the western shore be and he is hereby authorised and empowered, in the month of April next, and annually for ever thereafter, to apportion the sums received for the purpose of supporting county schools from the several banks in this state, between the several counties therein, and the city of Baltimore, in just proportions, agreeably to the number of white inhabitants therein contained, and to pay the same in such proportions to the trustees to be hereafter appointed according to the provisions of this act, or to their orders. And be it enacted, That the levy courts of the several counties of this state be and they are hereby authorised and directed, to levy and assess on the assessable property of their respective counties the sum of six cents on every hundred dollars, and the collectors in said counties shall collect the money so levied as other county charges are collected, and pay the same as is hereinafter directed. And be it enacted, That the governor and council are hereby authorised and requested to appoint in the month of March next, and annually forever thereafter, two suitable persons in each of the county election districts in this state, and one such person in each of the wards of the city of Baltimore, who shall be called trustees for the education of poor children; and the treasurer of the western shore shall pay to the trustee first named in the commission as aforesaid, for any county, or the city of Baltimore, or to the order of such trustee, such proportion of the said funds as may be allotted to such county or city agreeably to the provisions of this act; and such trustee shall also demand and receive of the collectors of the counties and city of Baltimore respectively, the amount of the tax collected by them. And be it enacted, that whenever any school shall be opened in any of the counties of this state, or city of Baltimore, having a number of scholars not less than fifteen, and the parents or guardians of which scholars, or any five or more of them, shall have chosen three suitable persons as superintendants of said school, and such superintendants shall make known to the trustees aforesaid in their respective counties, or city of Baltimore, as the case may be, of their appointment, and of the number of scholars in such school, that then the aforesaid trustees, or any number of them not less than one third, shall in the month of May next, and in the month of May for ever thereafter, meet at the place of holding the county courts in their respective counties, and shall apportion the sums so receivable by them to the said several election districts and wards, in proportion to the number of voters in each, and shall further apportion the sum collected to each district or ward to the schools so formed therein, according to the number of poor scholars which they may assign to each; and the trustee first named as aforesaid is hereby directed to pay over to the teacher of such children, upon the order of the superintendants aforesaid, the several sums so apportioned to the said several schools, upon his being satisfied that the number of poor children assigned to such school have been educated therein, and so in proportion if the number shall have been less. And be it enacted, That it shall be the duty of the superintendants aforesaid, to select so many poor children in the vicinity of the school they are appointed to superintend, as can be educated for the sum apportioned to said school, and to contract with the teacher for their education, to be paid for as above provided, and annually to make out a statement of the number of the scholars of said school, and the number of poor children by them selected, and transmit the same to the first named trustee aforesaid of their respective counties, or city aforesaid. And be it enacted, That it shall be the duty of the first named trustee as aforesaid, to make out annually a fair statement of the receipt and expenditure of the money so entrusted to his care, including therein the number of poor children taught at each school, and the price of tuition, and deliver the same to the clerks of their respective counties, which statement shall be recorded in a book to be by such clerks respectively kept for that purpose, and a copy thereof transmitted to the legislature annually. And be it enacted, That in case of the death, resignation, or removal out of the county or city for which he may have been appointed, of the first named trustee aforesaid, his authority and duty under this act shall be performed by the trustee next in nomination, until a new appointment shall take place. And be it enacted, That all seminaries of learning which have received, or may hereafter receive, donations from the state, other than as provided herein, and free-schools, shall not be considered within the provisions of this act."

On motion by Mr. Sellman, the amendment proposed by him was withdrawn.

On motion by Mr. Lecompte, the following order was read.

Ordered, That the bill, entitled, An act to establish county schools be recommitted, and the committee be directed to report a bill for that purpose embracing the following principles to wit: That the orphans court or levy court of the several counties within this state, appoint trustees in the several election districts into which any county may be divided. 2d. That the said trustees shall have power to make such distribution of the money to which the county may be entitled in virtue of the act for the extension of the bank charters, and the other acts taxing bank capital for the purpose of establishing county schools, as may be best calculated to effectuate the intention of the legislature.

The house proceeded to the second reading of the said order, and on motion by Mr. Stoddert, the question was put, That the remainder of the order from the word "recommitted" be stricken out? Resolved in the affirmative.

The question was then put, That the house adopt the order as amended? Resolved in the affirmative.

The house proceeded to the second reading of the bill to repeal the act, entitled, An act to fix and establish the pay of the adjutant general and brigade inspectors. On motion by Mr. Bowles, the question was put, That the further consideration thereof be postponed? Determined in the negative.

The bill being read throughout, the question was put, Shall the said bill pass? The yeas and nays being required appeared as follow:

AFFIRMATIVE.

Mr Speaker	Stoddert	Banning	F M Hall	Potts	H Hall
Watts	Jenkins	Dennis	Senne	Taney	Glenn